

REMARKS

Claims 1-25 are pending in the present application.

The examiner has required election in the present application between:

Group I, claims 1-16, 24 and 25, drawn to a gas turbine fuel system classified in Class 60, subclass 764; and

Group II, claims 17-23, drawn to a method of supplying fuel to a gas turbine, classified in Class 60, subclass 204.

For the purpose of examination of the present application, Applicants elect, without traverse, Group I, Claims 1-16, 24 and 25.

The examiner has also indicated that an election of species is required. However, the Office Action states that different species are present “at least with respect to the method claims.” No information is presented to show that different species of apparatus are present. It is therefore believed that the above response to the restriction requirement renders the election of species requirement moot. However, if the method claims are examined in this application, as regards method claims 17-23 only, Applicants elect the species wherein some fuel is diverted from the diverter valve to the gas generator. At least claims 17 and 23 are generic method claims. Claims 18, 19 and 21-23 read on the elected species.

The Office Action also notes that the terminology used in the claims is not identical to the terminology used to describe an embodiment of the invention in the specification. The claims and specification have been carefully reviewed as have the guidelines in MPEP 2173.05(e) and 2173.02 regarding indefiniteness rejections under 35 U.S.C. 112, second paragraph. Based on this review, it is respectfully submitted that the language of the pending claims satisfies the requirements of 35 U.S.C. 112, second paragraph and is not objectionable. Applicant will address any indefiniteness rejections and/or objections if raised in a subsequent Office Action.

Should there be any outstanding matters that need to be resolved in the present application, the examiner is respectfully requested to contact Scott Wakeman, Registration No 37,750, at the telephone number of the undersigned below, to conduct an interview in an effort to expedite prosecution in connection with the present application.

- Attached is a Petition for Extension of Time.
- Attached hereto is the fee transmittal listing the required fees.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to our Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under § 1.17; particularly, extension of time fees.

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Respectfully submitted,

By 
D. Richard Anderson
Registration No.: 40,439
BIRCH, STEWART, KOLASCH & BIRCH, LLP
8110 Gatehouse Road
Suite 100 East
P.O. Box 747
Falls Church, Virginia 22040-0747
(703) 205-8000
Attorney for Applicant